Unknown

From: Nizich, Michael A (GOV) [/O=SOA/OU=FIRST ADMINISTRATIVE GROUP/CN=RECIPIENTS/CN=MANIZICH]
Sent: Sunday, July 22, 2007 10:15 PM
To: 'govpalin@alaska.gov'
Subject: Re: Short summary of judge's order re Unit 13 Tier II scoring

Privileged or Personal Material Redacted

----- Original Message -----

From: Palin, Sarah (GOV sponsored)

To: Nizich, Michael A (GOV)

Sent: Sat Jul 21 13:44:07 2007

Subject: Re: Short summary of judge's order re Unit 13 Tier II scoring

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----- Original Message -----

From: Palin, Sarah (GOV sponsored)

To: Nizich, Michael A (GOV)

Sent: Sat Jul 21 07:50:56 2007

Subject: Re: Short summary of judge's order re Unit 13 Tier II scoring

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----- Original Message -----

From: Nizich, Michael A (GOV)

To: Palin, Sarah (GOV sponsored)

Sent: Sat Jul 21 07:46:45 2007

Subject: Re: Short summary of judge's order re Unit 13 Tier II scoring

Privileged or Personal Material Redacted

----- Original Message -----

From: Palin, Sarah (GOV sponsored)

To: Lloyd, Denby S (DFG); ttalis Colberg <talisappleorchard@hotmail.com>

Cc: Tibbles, Michael A (GOV); Nizich, Michael A (GOV); Talis Colberg <Talis.Colberg@law.state.ak.us>; Perry, Kristina Y (GOV)

Sent: Sat Jul 21 06:35:46 2007

Subject: Re: Short summary of judge's order re Unit 13 Tier II scoring

Privileged or Personal Material Redacted

-----Original Message-----

From: "Lloyd, Denby S (DFG)" <denby.lloyd@alaska.gov>

Date: Fri, 20 Jul 2007 18:30:23

To:"Palin, Sarah (GOV sponsored)" <govpalin@alaska.gov>

Cc:"Tibbles, Michael A (GOV)" <mike.tibbles@alaska.gov>,"Nizich, Michael A (GOV)" <mike.nizich@alaska.gov>,"Talis Colberg" <Talis.Colberg@law.state.ak.us>

Subject: RE: Short summary of judge's order re Unit 13 Tier II scoring

Governor:

I neglected to mention that, until we hear from you, we will respond to press and public inquiries to the effect that we are reviewing the judge's order, considering our options, and conferring with the Department of Law. We will not commit ourselves to any particular

course of action for the time being.

DL.

Denby S. Lloyd

Commissioner

Alaska Department of Fish and Game

P.O. Box 115526

Juneau, AK 99811-5526

907-465-4719

From: Lloyd, Denby S (DFG)

Sent: Friday, July 20, 2007 6:20 PM

To: Palin, Sarah (GOV sponsored)

Cc: Tibbles, Michael A (GOV); Nizich, Michael A (GOV); 'Talis Colberg'

Subject: FW: Short summary of judge's order re Unit 13 Tier II scoring

Governor:

Today a state court judge ruled against the State of Alaska on a portion of the application scoring regulations for the Nelchina (Unit 13) moose and caribou Tier II subsistence hunt permits. Director Robus's summary below characterizes the judge's decision, as well as the options that face us.

Privileged or Personal Material Redacted

Privileged or Personal Material Redacted

Thanks, DL.

Denby S. Lloyd

Commissioner

Alaska Department of Fish and Game

P.O. Box 115526

Juneau, AK 99811-5526

907-465-4719

From: Robus, Matthew H (DFG)

Sent: Friday, July 20, 2007 5:42 PM

To: Lloyd, Denby S (DFG)

Cc: Saxby, Kevin M (LAW); Titus, Kimberly (DFG)

Subject: Short summary of judge's order re Unit 13 Tier II scoring

This afternoon, Judge Jack Smith issued an injunction negating two aspects of the new Board of Game regulations (adopted at the March 07 meeting) controlling Tier II subsistence permit scoring for Unit 13.

1) The judge ruled that the income cap for Unit 13 Tier II applications was valid, but overturned the part of the reg that caused the whole application to be scored at "0" if a person received a "0" score for that question because their household exceeded the income cap. Judge Smith stated that the person should be given the other points from other questions on the application. This largely reinstates the importance of a person's answers to the "how many years have you hunted or eaten from this population" part of the application, which had made the Unit 13 hunts primarily longevity-based in the past. This was a feature that the BOG had expressly tried to change in writing the new regulation. The judge ordered the department to re-score the existing applicant pools for Unit 13 Tier II hunts using this approach. We project that the effect of this will be to allow a net increase in the number of Anchorage area applicants to participate in the hunts. The judge did not change the number of permits to be issued, so the increase in Anchorage hunters will take permits away from other communities. Notably, the judge refused to rule on the other way an application can be zeroed out—if the questions regarding customary use of the Tier II population are scored "0". So he overturned one half of the pertinent regulation but not the other, leading to questions of fairness.

2) Judge Smith also ruled against the use of the superexclusivity part of the new regulation, which prohibited Unit 13 Tier II permittees from hunting the same species elsewhere in the state during the same year. Apparently he felt this was unfairly applied to only one game management unit in the state, although the BOG enacted the provision to try to persuade people without a strong personal Unit 13 hunting history not to apply for a Unit 13 subsistence hunt.

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The Division of Wildlife Conservation is working on re-scoring the existing applicant pool according to Judge Smith's order, and expects to be ready to publish the list and print/send permits out by the end of next week. Privileged or Personal Material Redacted

Privileged or Personal Material Redacted

In the meantime, DWC is publishing a news release (and has put onto our website) that tells the currently-published permittee list for Unit 13 Tier II permits that their permits are not valid pending resolution of the legal issues. We expect a large number of calls to our offices over the next week as current and potential permittees try to find out their status.

Contact me at 321-0660 or via reply email if questions.

MHR

Matt Robus, Director

Division of Wildlife Conservation

Alaska Department of Fish & Game

(907) 465-4190

Unknown

From: Tibbles, Michael A (GOV) [/O=SOA/OU=FIRST ADMINISTRATIVE GROUP/CN=RECIPIENTS/CN=MATIBBLES]
Sent: Sunday, July 22, 2007 10:05 AM
To: 'govpalin@alaska.gov'
Subject: Re: Ivy/Nelchina, etc.

I did receive the emails regarding the board's regulations. I did not respond but I have been talking to Denby and Todd on the phone. From the emails and phone conversations, it appears as all involved know where we are.

Privileged or Personal Material Redacted

Privileged or I will get a better understanding of the legal issues tomorrow.

Privileged or Personal Material Redacted

I am scheduled to go to Fairbanks tuesday to meet with Hamilton and Therriault and I would like to go see the pipeline training center. I have also RSVP'd for the Pruhoe trip with PNWR folks. I would probably need to stay in Anch wed for the thurs trip and not get back until fri. I am rethinking this because I am not sure I need to be out of the office that much this week.

Let me know if there is anything I can do regarding the resource committee.

Mike

----- Original Message -----

From: Palin, Sarah (GOV sponsored)

To: Tibbles, Michael A (GOV)

Cc: Perry, Kristina Y (GOV)

Sent: Sun Jul 22 08:04:58 2007

Subject: Ivy/Nelchina, etc.

Hi Mike - the one committee I'm on (Nat Resources, which I'm trying to be elected as vice chair under Bill Richardson) doesnt meet until this afternoon, and unfortunately Security can't get a later flt to DC to allow me to attend the committee mtg this aft. I dont have to be at the Pentagon until tomorrow at 10am. Kris is tracking down Chairman Huntsman to explain that I tried to rearrange sched to get there anyway.

Also, did u get the string of emails re: Nelchina herd? I didn't hear from you on it, but heard from Denby and Talis. I want to make sure all are on the same pg there, so want to make sure you received the emails I've sent on the court ruling.

Privileged or Personal Material Redacted

Hope you've having a good weekend. I'm already anxious to get back to AK as I feel like I'm missing out on too much. Sean sent a email re: Begich being "everywhere" and catering to those who are affected by our necessary budget vetos. I think I'll email him back and say I wish I could be in two places at once - there's no way I can get out and about as much as Mark does tho - and he has a smaller area he has to cover anyway.

Unknown

From: Palin, Sarah (GOV sponsored) [govpalin@alaska.gov]
Sent: Sunday, July 22, 2007 8:05 AM
To: Tibbles; Michael A (GOV)
Cc: Perry; Kristina Y (GOV)
Subject: Ivy/Nelchina, etc.

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Unknown

From: PARNELL, S (GOV sponsored) [/O=SOA/OU=FIRST ADMINISTRATIVE GROUP/CN=RECIPIENTS/CN=SRPARNELL1]

Sent: Sunday, July 22, 2007 4:33 PM

To: Rehfeld; Karen J (GOV)

Cc: Sarah Palin

Subject: RE: Bradner

Hi Karen,

Good piece, thanks!! Privileged or Personal Material Redacted

Privileged or Personal Material Redacted

Thanks,

Sean

From: Rehfeld, Karen J (GOV)
Sent: Sun 7/22/2007 12:39 PM
To: gov.sarah@yahoo.com
Cc: Tibbles, Michael A (GOV); Perry, Kristina Y (GOV); Leighow, Sharon W (GOV); PARNELL, S (GOV sponsored)
Subject: RE: Bradner

Governor - attached is a draft response to Bradner's article and the ADN regarding operating budget - I will work with Mike, Kris and Sharon to scale this down but I was trying to come up with something that we could use for a broader audience - Bradner's article did have some errors in terms of his comparisons from our fiscal summary but his overall premise is that we will need to cut more or run out of cash earlier.

Privileged or Personal Material Redacted

This draft is not ready for prime time but I wanted you to know we are working on it! Karen

****

Karen J. Rehfeld, Director

Office of Management & Budget
465-3568

karen.rehfeld@alaska.gov

-----Original Message-----
From: gov.sarah@yahoo.com [mailto:gov.sarah@yahoo.com]
Sent: Tuesday, July 17, 2007 6:19 AM
To: Rehfeld, Karen J (GOV)
Cc: Tibbles, Michael A (GOV); Perry, Kristina Y (GOV); Leighow, Sharon W (GOV); PARNELL, S (GOV sponsored)
Subject: Bradner

Karen- pls correct Bradner's mistaken claim that the operating budget was not touched. His article was full of mistakes. Pls also cc the ADN editors will the corrections re: Bradner's claims as they too alluded to any "untouched" operating budget. Thank you!

Sent from my BlackBerry® device from Cellular One

Unknown

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Sent: Sunday, July 22, 2007 4:33 PM

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Cc: Sarah Palin

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Karen J. Rehfeld, Director

Office of Management & Budget
465-3568

karen.rehfeld@alaska.gov

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